IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 5543 of 2005

Between:

1 Gadi Appa Rao, s/o Kondalaswamy,
r/o Labbarthi (V), Rajavemmangi (M), E.G.District.
2 Kalla Dharma Raju, s/o suryanarayana,
r/o Labbarthi Village, Rajavommangi (M), East Godavari District.
3 Kalla Benna Swamy, s/o Somulu,
r/o Seetharamapuram (V), Rajavommangi Mandal, East Godavari District.
4 Animireddy Chinna Satyanarayana, s/o Appanna,
r/o Labbarthi Village, Rajavommangi Mandal, East Godavari District.
5 Kalla Benna Swamy, s/o Somulu,
r/o Seetharamapuram, Rajavommangi Mandal, East Godavari District.
6 Vissamsetty Parasuramudu, s/o Chellayya,
r/o Seetharamapuram, Rajavommangi Mandal, East Godavari District.
7 Avugadda Devudu, s/o Nukayya,
r/o Yerrampadu (V), Rajavommangi Mandal, EG District.
8 Uta Kannayya, s/o Kannayya,
r/o Yerrampadu, Rajavommangi Mandal, E.G.District.
9 Palli Sreeramulu, s/o Gijjiyya,
Vottigedda (V), Rajavommangi (M) E.G.District
10 Avala Rambabu, s/o Subbaraju,
r/o Subbampadu (V), Rajavommangi (M), E.G.District.
11 Nakka Venkata Rao, s/o late Satyam,
r/o Cherukumpalem, Rajavommangi Mandal, E.G.District.
12 Kona Raminaidu, s/o Dalayya,
r/o Velagalampalem Village, Rajavommangi Mandal, E.G.District.
13 Nydana Sambamurthy, s/o Paidiyya,
r/o Velegampalem, Rajavommangi Mandal, E.G.District.
14 Nydani Gnaga Raju,
r/o Relegampalem, Rajavommangi (M), E.G.District.
15 Patnala Kasulu, s/o Appanna,
r/o Vdlegampaddi.
16 Avala Krishna, s/o Musalayya,

..... PETITIONERS

AND

1 The Additional Agent to the Govt. and Project Officer,

I.T.D.A., Rampachodavaram, E.G.District.
2 The Special Deputy Collector (Tribal Welfare),

Rampachodavaram, E.G.District.
3 The Special Deputy Tahsildar (Tribal Welfare),

Rajavommangi, E.G.District.
4 The Mandal Revenue Officer, Rajavommangi, East Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus of any other appropriate writ, declaring as illegal, arbitrary and violation of Art.21 of the Constitution of India and the action of the Ist respondent in not granting stay of the orders of the 2nd respondent in L.T.R.P.Nos.185/04, 186/04, 230/4, 231/04, 232/04, 233/04, 234/04, 235/04, 236/04, 237/04, 251/04, 252/04, 253/04, 254/04, 255/04 and 256/04 dated 23-12-2004 and 29-12-2004 respectively in spite of the statutory appeal filed by the petitioners i.e., sixteen C.M.A. Nos. of 2005 dt.5-3-2005 against the orders of the 2nd respondent in L.T.R.P.Nos.185/04, 186/04, 230/04, 231/04, 232/04, 235/04, 236/04, 237/04, 251/04, 252/04, 253/04, 254/04, 255/04 and 256/04 dated 23-12-2004 and 29-12-2004 respectively and it is further consequentially prayed that this Hon'ble Court may be pleased to suspend the operation of the orders in L.T.R.P.Nos.185/04, 186/04, 230/04, 230/04, 231/04, 232/04, 233/04, 234/04, 235/04, 236/04, 237/04, 251/04, 252/04, 253/04, 254/04, 255/04 and 256/04 dated 23-12-2004 and 29-12-2004 respectively of the 2nd respondent pending disposal of the sixteen C.M.A.Nos. 2005 dt.5-3-2005 on the file of the Ist respondent and pass such other or further order as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.S.R.SANKU

Counsel for the Respondent Nos.1 to 4: GP FOR SOCIAL WELFARE

The Court at the admission stage made the following:

ORDER:

Challenging the orders of the 2nd respondent in L.T.R.P.Nos.185/2004, 186/2004, 230/2004, 231/2004, 232/2004, 233/2004, 234/2004, 235/2004, 236/2004, 237/2004,251/2004, 252/2004, 253/2004, 254/2004, 255/2004 and 256/2004, dated 23.12.2004 and 29.12.2004 respectively, the present writ petition is filed.

Since cases were tried separately by the Additional Agent to the Government and Project Officer, I.T.D.A, Rampachodavaram, and the decisions were based upon the evidence let in individual cases, the single writ petition is not maintainable.

Therefore, the Writ Petition is dismissed. No order as to costs.

Dated: 18.03.2005

Dsr

ASSISTNAT REGISTRAR

To:

1. The Additional Agent to the Government
and Project Officer, I.T.D.A., Rampachodavaram,
East Godavari District

2. The Special Deputy Collector (Tribal Welfare),
Rampachodavaram, East Godavari District

3. The Special Deputy Tahsildar (Tribal Welfare)
Rajavommangi, East Godavari District

4. The Mandal Revenue Officer, Rajavommangi,
East Godavari District

5. Two CCs to the Government Pleader for
Social Welfare, High Court Buildings,
Hyderabad (OUT)

6. Two CD copies